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5 Attorney for Defendants  
6 ExamWorks, LLC; ExamWorks Review Services,  
LLC; and IME Resources, LLC  
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10 UNITED STATES DISTRICT COURT  
11  
12 EASTERN DISTRICT OF CALIFORNIA

13 JONI STEVENS, an individual,

14 Plaintiff,

15 v.

16 EXAMWORKS, LLC, a Delaware limited  
liability company;  
17 EXAMWORKS REVIEW SERVICES,  
LLC, a Delaware limited liability company;  
18 IME RESOURCES, LLC, a Delaware  
limited liability compare; and  
19 Does 1-10,

20 Defendants.  
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Case No.

(Shasta County Superior Court Case No.  
197549)

**DECLARATION OF KATHRIN  
CRIVEAU IN SUPPORT OF  
DEFENDANTS' NOTICE OF  
REMOVAL**

Complaint Filed: June 14, 2021  
Trial Date: May 17, 2022

## **DECLARATION OF KATHRIN CRIVEAU**

I, Kathrin Criveau, declare and state as follows:

1. I make this declaration in support of Defendants' Notice of Removal filed in the above-reference action. I have personal knowledge of the matters set forth below, and, if called upon to testify, I could and would do so competently.

2. I am currently employed as HR Business Partner for ExamWorks, LLC. In my role, I have become intimately familiar with Defendants ExamWorks, LLC (“ExamWorks”) and ExamWorks Review Services, LLC and IME Resources, LLC’s (“IME”) (collectively, “Defendants”) individual corporate structure, operations and place of incorporation, and I am familiar with the corporate structure and operations of their parents, members, affiliates, subsidiaries and predecessors. In my position, I also have access to Defendants’ employees’ personnel files and pay records, including the personnel file and pay records of Plaintiff Joni Stevens (“Plaintiff”).

3. Based on my review of the personnel records relating to Plaintiff, ExamWorks was Plaintiff's former employer. IME was the entity that handled payroll for ExamWorks employees like Plaintiff. Plaintiff was employed by ExamWorks within the State of California from approximately May 16, 2011 through February 19, 2021. The location where Plaintiff worked is in Redding, California.

4. There are no documents in Plaintiff's personnel file to suggest in any way that she is currently, or during the period of her employment was, a resident or citizen of any state other than California. Plaintiff's home address that she communicated to ExamWorks during the period she was working at ExamWorks is within the State of California.

5. Based on Plaintiff's personnel and pay records, at the time of her separation from ExamWorks, Plaintiff earned an annual salary of \$72,367.36. Plaintiff also was commission eligible.

6. ExamWorks, LLC is a limited liability company that at all relevant times during this litigation was organized and existing under the laws of the State of Delaware.

1 ExamWorks, LLC's sole member is ExamWorks Group, Inc., a corporation organized  
2 under the laws of the State of Delaware.

3        7.      IME is a limited liability company that at all relevant times during this  
4 litigation was organized and existing under the laws of the State of Delaware. IME's sole  
5 member is ExamWorks, LLC.

6        8. As a result of my position, I have personal knowledge of the legal entity  
7 status of ExamWorks Group, Inc. In my position, I also have access to information and  
8 data related to ExamWorks Group, Inc.'s business operations. ExamWorks Group, Inc. is  
9 a corporation that at all relevant times during this litigation was organized and existing  
10 under the laws of the State of Delaware. ExamWorks Group, Inc. is a holding company,  
11 which has no employees and conducts no operations.

12        9. ExamWorks Group, Inc. does not hold board meetings, nor does it maintain  
13 office space. When necessary, decisions are made by unanimous written consent of the  
14 two board directors, both of whom reside in Florida. Thus, ExamWorks Group, Inc.'s  
15 overall executive and administrative functions are not found in the State of California.

16        10. ExamWorks Review Services, LLC is a limited liability company that at all  
17 relevant times during this litigation was organized and existing under the laws of the  
18 State of Delaware. ExamWorks Review Services, LLC's sole member is ExamWorks,  
19 LLC.

21 I declare under penalty of perjury under the laws of the State of California and the  
22 United States of America that the foregoing is true and correct.

23 || Executed on this 15th day of July, 2021, at Garden City, New York.

Kate Cr.

KATHRIN CRIVEAU